



Entered on Docket
June 18, 2010

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**Order Sustaining First Omnibus Objection
Of USACM Liquidating Trust To Proofs Of
Claim Based Entirely Upon Investment In
The Gramercy Court Loan**

Hearing Date: June 15, 2010
Hearing Time: 9:30 a.m.

The Court having considered the "First Omnibus Objection Of USACM Trust To Proofs Of Claim Based Entirely Upon Investment In The Gramercy Court Loan" [DE 8043] (the "Objection"); the Court having heard the Objection on June 15, 2010; appropriate notice of the Objection having been given; no response to the Objection having been filed; and good cause appearing:

1 **IT IS ORDERED** that:

2 1. The Objection [DE 8043] is sustained;

3 2. The claims listed on **Exhibit A** attached are disallowed to the extent those
4 claims are based upon an investment in the Gramercy Court Loan for the reasons set forth
5 in the objection.

6 PREPARED AND RESPECTFULLY SUBMITTED BY:

7 **LEWIS AND ROCA LLP**

8
9 By /s/ Robert M. Charles, Jr. (# 6593)
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CERTIFICATION OF COUNSEL PURSUANT TO LOCAL RULE 9021

In accordance with Local Rule 9021, the undersigned certifies:

- ☐ The Court waived the requirements of approval under LR 9021.
- ☐ This is a chapter 7 or 13 case, and either with the motion, or at the hearing, I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document.]
- ☒ This is a chapter 11 case, and I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below.
- ☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed written objections.

U.S. Trustee:	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party:	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ Robert M. Charles, Jr.
Attorneys for USACM Liquidating Trust

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Exhibit A

Claim	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because it Relates to an Investment In the Gramercy Court, LTD Loan
10725-00609	Acosta, Celso	9061 Black Elk Ave Las Vegas, NV 89143-1180	51,661.05	51,661.05
10725-01586	Beaulieu , Jack J Revocable Living Trust Dtd 9/1/9	Jack J Beaulieu Trustee 2502 Palma Vista Ave Las Vegas, NV 89121	112,500.00	112,500.00
10725-00540	Beryl Winer Family Trust	C/O Beryl Winer 776 Birdbay Way Venice, FL 34285	50,000.00	50,000.00
10725-01745	Bishop, Valon	Po Box 50041 Reno, NV 89513	50,000.00	50,000.00
10725-00763	Bonnema, Chris	Po Box 877 Templeton, CA 93465	86,608.00	86,608.00
10725-01474	Bonnema, Gary	Po Box 8649 Horseshoe Bay, TX 78657	50,516.67	50,516.67
10725-01853	Broadwalk Investments Limited Partnership	Attn James R Bonfiglio 8635 West Sahara Ave Pmb 220 Las Vegas, NV 89117	100,000.00	100,000.00
10728-00079	Center State Beverage Inc	Po Box 877 Templeton, CA 93465-0877	86,608.00	86,608.00
10725-00958	Coleman, Joy	Fka Joy C Williams 6014 Blue Mist Ln Dallas, TX 75248-2820	100,000.00	100,000.00
10725-02295	Donald & Beverly W Swezey 2001 Trust 2/20/01	Donald & Beverly W Swezey Ttee 3666 Cherokee Dr Carson City, NV 89705-6813	100,000.00	50,000.00